COMMITTEE AMENDMENT FORM

DATE: <u>09/13/06</u>

COMMITTEE ZONING

PAGE NUM. (S)

ORDINANCE I. D. #06-O-1076

SECTION (S)

RESOLUTION I. D. #06-R-

PARA.

AMENDS THE LEGISLATION BY ADDING TWO (2) CONDITIONS

AMENDMENT DONE BY COUNCIL STAFF 9/13/06

City Council Atlanta, Georgia

AN ORDINANCE BY: ZONING COMMITTEE

U-06-12

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. Under the provisions of (Section 16-06.005 (1) (c) of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for a Church and other worship facilities is hereby approved. Said use is granted to Pleasant Hill Baptist Church and is to be located at 745 Bolton Road, N.W. (also addressed as 741 Bolton Road, N.W.), to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 241, 14th District, Fulton County, Georgia being more particularly described by the attached legal description and/or survey.

SECTION 2. That this amendment is approved under the provisions of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Special Use Permits, Procedural Requirements", and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions of this part. The applicable conditional site plan and any other conditions hereby imposed are enumerated by attachment. The Special Use Permit hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

<u>SECTION 3.</u> That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

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LEGAL DESCRIPTION

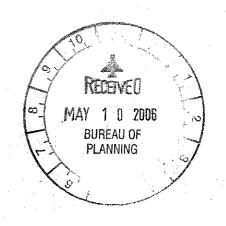
All that tract or parcel of land lying and being in Land Lot 241 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at an iron pin on the southeasterly side of Bolton Road three hundred (300) feet northeasterly, as measured along the southeasterly side of Bolton Road, from the point of intersection of the southeasterly side of Bolton Road and the west line of Land Lot 241; thence running northeasterly along the southeasterly side of Bolton Road, three hundred twenty-one (321) feet to an iron pin, thence southeasterly six hundred seventy (670) feet; thence west three hundred twenty-five (325) feet to an iron pin which is four hundred nineteen (419) feet ast of the west line of Land Lot 241; thence northwesterly five hundred three and five tenths (503.5) feet to the southeasterly side of Bolton Road and the point of beginning being improved property, having a brick church building located thereon, known as 747-751 Bolton Road, N.W., according to the present system of numbering houses in the city of Atlanta.

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800-9297 PAGE 182



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AND THE SAID part y of the first part, for himself his heirs, executors and administrators, will warrant and forever defend the right and title to the above described property, unto the said part y of the second part, her heirs and assigns, against the claims of all persons whomsoever.

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SHIRLEY FRANKLIN MAYOR DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT
55 Trinity Avenue, S.W. SUITE 3350 – ATLANTA, GEORGIA 30303-030
404-330-6145 – FAX: 404-658-7491
www.atlantaga.gov

STEVE COVER Commissioner

ALICE WAKEFIELD Director, Bureau of Planning

MEMORANDUM

TO:

Councilmember Carla Smith, Chair

City Council Zoning Committee

FROM:

Charletta Wilson Jacks, Zoning Administrator/Secretary to the Zoning Review Board

SUBJECT:

U-06-12-745 Bolton Road, N.W. (also addressed as 741 Bolton Road)

DATE:

September 14, 2006

The Zoning Review Board has requested that the above referenced special use permit be moved to the Zoning Committee at its September 13th meeting. The recommendation made by the Zoning Review Board was approval conditional. The conditions are attached for reference and inclusion to the legislation.

Staff's recommendation on this request was approval conditional. NPU H has sent forth a recommendation of approval as well.

The applicant seeks a Special Use Permit for an existing Church (Section 16-06.005(1)(c) to enable the construction of a new Multi-Purpose Center.

C Alfred Berry, Jr., Council Research Staff
Zoning Committee Members
Alice Wakefield, Director, Bureau of Planning.

CONDITIONS FOR U-06-12-745 BOLTON ROAD, N.W. (ALSO ADDRESSED AS 741 BOLTON ROAD)

- 1. Site plan entitled "Pleasant Hill Missionary Baptist Church", dated March 10, 2006 and marked received by the Bureau of Planning on May 12, 2006.
- 2. All refuse areas shall be adequately screened.

City Council Atlanta, Georgia

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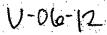
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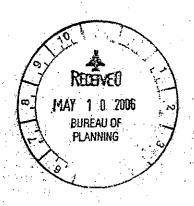
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BUREAU OF
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800-9297 PAGE 182





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NPU - H LAND USE SUMMARY

PLEASE AT TACH NPU AGENDA		
DATE 8/3/06	CITY STAFF ATTENDING	MECLARK (PPRCA), MARILYAL JOHNSON
(WATERSHED MANAGEMENT) LT.	GLAGS (APD ZNI) AND IT. BR	YMT(APOZNA)
PLACE OF MEETING	G. PARNELL SOLVER WAT	1-Purpose Facility
NPU CHAIR MRS.R.R.HAR		NUMBER PRESENT 81

AND USE APPLICA	Variances, Subdivisions, CDP Amendments, Package Stores)	NPU VOTE	ON APPL	ICATION	Conditions
Rezonings, Special Use Permis. Application Number	Address	Approval	Denial	Deferral	Yes/No
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Phereby certify that the above information represents an accurate and complete suprimary of Land-Use actions by NPU-K at the subject meeting.

NPU-H Chair

Eugene Smith NPU-H Planner

CONDITIONS FOR U-06-12-745 BOLTON ROAD, N.W. (ALSO ADDRESSED AS 741 BOLTON ROAD)

- 1. Site plan entitled "Pleasant Hill Missionary Baptist Church", dated March 10, 2006 and marked received by the Bureau of Planning on May 12, 2006.
- 2. All refuse areas shall be adequately screened.

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NPU - H LAND USE SUMMARY

NPU - H L					
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PLACE OF MEETING	HAPRIETT G. PARNELL STANKE MOZI	- PIRPOSE	FACILI	TY	
		,	NUMBE	R PRESE	VT 81
NPU CHAIR MRS.	S.N. MANY			*	
LAND USE APPLICA	TIONS	- INDIANOTE	· ON ABBI	ICATION.	Conditions
(Rezonings, Special Use Permits,	Variances, Subdivisions, CDP Amendments, Package Stores) Address	NPU VOTE Approval	Denial	Deferral	Yes/No
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NIDI LA Chair

Eugene Smith NPU-H Planner

Atlanta City Council

REGULAR SESSION

MULTIPLE 06-0-1069 1070 1071 1072 1073 1074 1075 06-0-1076 1190 1191 1203 TO ZRB & ZONING REFER

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 1
ABSENT 0

Y Smith Y Archibong Y Moore NV Mitchell Y Hall Y Fauver Y Martin Y Norwood Y Young Y Shook NV Maddox Y Willis NV Winslow Y Muller Y Sheperd E Borders